

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
 )  
Daisuke KUMAKI et al. )  
 )  
Serial No.: 10/573,929 )  
 )  
Filed: March 30, 2006 )  
 )  
For: Light-Emitting Element And Light-Emitting )  
Device )  
 )  
Examiner: Phat X. Cao )  
 )  
Confirmation No.: 5395 )  
 )  
Art Unit: 2814 )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ELECTION AND AMENDMENT A**

In response to the Restriction Requirement of April 24, 2008, Applicants elect to prosecute Group I (claims 1, 3-19) in the above-identified application.

The Examiner is further requiring in the Restriction Requirement that if Group I is elected, a further election be made. In response to this further restriction, Applicants elect to prosecute Group IC (claims 1, 3-7, 13-17, 18-19) in the above-identified application.

Applicants note that the Examiner states that Claim 1 is generic to Group I and Groups IA-IC, i.e. Claim 1 is generic to Claims 3-19.

Applicants are also adding new Claims 20-25. Applicants believe that new Claims 20-25 read on elected Group I and read on elected Group IC and should be examined in this application

with the other elected claims.

Further, as explained below, it is believed that Claim 20 is generic to pending Claims 1-19 and new Claims 21-25.

Applicants are making this election without disclaimer or prejudice to later filing a divisional application on the non-elected claims and/or species.

Please enter the following amendment in the above-identified application: